

NO. B-0201118

SABINE STORAGE & OPERATIONS, INC.	§	IN THE DISTRICT COURT
Plaintiff,	§	
	§	
V.	§	JEFFERSON COUNTY, TEXAS
	§	
THE DOW CHEMICAL COMPANY	§	
Defendant.	§	60 <sup>TH</sup> JUDICIAL DISTRICT

**ORDER DENYING DOW'S TRADITIONAL AND  
NO-EVIDENCE MOTION FOR PARTIAL SUMMARY JUDGMENT**

On this day the Court considered Defendant and Counter-Plaintiff The Dow Chemical Company's Traditional and No-Evidence Motion for Partial Summary Judgment, against Plaintiff and Counter-Defendant Sabine Storage & Operations, Inc. After considering the motion, evidence, response, and arguments of counsel, the Court finds that the motion should be in all things DENIED.

It is therefore ORDERED, ADJUDGED, and DECREED that The Dow Chemical Company's Traditional and No-Evidence Motion for Partial Summary Judgment, and all relief requested therein, is DENIED.

The Court also makes the following rulings on Sabine's objections to Dow's summary judgment evidence:

1. Sabine's objection that Exhibit A-3 to Dow's Motion is inadmissible hearsay, is

\_\_\_\_\_  
SUSTAINED and  
it is STRICKEN

\_\_\_\_\_  
OVERRULED

2. Sabine's objection that Exhibit A-4 to Dow's Motion is inadmissible hearsay, is

\_\_\_\_\_  
SUSTAINED and  
it is STRICKEN

\_\_\_\_\_  
OVERRULED

SIGNED on this 17<sup>th</sup> day of November, 2021.

  
\_\_\_\_\_  
PRESIDING JUDGE

APPROVED AS TO FORM:

HIRSCH & WESTHEIMER, P.C.

By: /s/ Jessica Levy Kromar

Eric Lipper

State Bar No. 12399000

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